

Introduced by Senator Torlakson
(Coauthor: Senator Romero)

February 22, 2006

An act to add and repeal Chapter 3.31 (commencing with Section 44710) of Part 25 of the Education Code, relating to teachers.

LEGISLATIVE COUNSEL'S DIGEST

SB 1433, as amended, Torlakson. Teachers: professional development: California Teacher Leadership *Pilot* Program.

Existing law establishes various programs that provide funding to local educational agencies for the training and professional development of teachers in order to improve the quality of instruction and, in turn, improve pupil academic achievement.

This bill would establish the California Teacher Leadership *Pilot* Program in order to provide funding to local educational agencies for purposes of training experienced teachers to become instructional coaches, as defined. ~~The bill require local educational agencies that receive funding to provide 40 hours of initial instructional coach training and 80 hours of instructional coach professional development, as specified.~~ *The bill would require each local educational agency that desires to participate in the program to apply to the State Board of Education for initial program funding based on an application approved by the governing body of the agency that includes specified assurances regarding instructional coach training, technical assistance, funds for teacher leadership services, and teacher leadership services. The bill would require, in each of the next 2 years after a local educational agency is approved for funding, the local*

educational agency to submit to the state board a statement signed by the appropriate agency official and approved by the governing body of the agency that certifies that specified training, support, and funding has been provided. The bill would require a professional development provider, as defined, with which a local educational agency contracts, to provide each participating experienced teacher with 40 hours of instructional coach training using the state-approved curriculum, and professional development support, as specified.~~The~~

The bill would require the Superintendent of Public Instruction, subject to approval by the ~~State Board of Education~~ state board, to perform various duties to administer the program, including the recommendation of applicant school districts for receipt of funding, allocation of funds, promulgation of regulations, and performance of program compliance audits, as specified. The bill, subject to the appropriation of funding in the annual Budget Act, would make available \$2,000,000 in the first year of the program to provide training and professional development to 800 experienced teachers, \$4,000,000 in the 2nd year of the program for 1,600 experienced teachers, and \$4,000,000 in the 3rd year of the program for 1,600 experienced teachers. The bill would limit the amount of funding through the program per experienced teacher to \$2,500. The bill would also require the ~~State Board of Education~~ state board to establish an audit appeal procedure, as specified. The bill would require the State Department of Education, by January 1, 2008, and again by ~~July 1, 2008~~ January 1, 2009, subject to review and approval by the ~~State Board of Education~~ state board, to prepare and submit to the Legislature reports, as specified, regarding the operation and effectiveness of the program. The bill would provide that the program becomes inoperative on July 1, 2009, and is repealed as of January 1, 2010.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 *SECTION 1. The Legislature finds and declares all of the*
- 2 *following:*
- 3 *(a) Based upon current, scientifically-based research in*
- 4 *education, teacher leadership facilitates improvement in schools.*
- 5 *This is accomplished through the development of teacher leaders*

1 *who play a key role in fostering the success of professional*
2 *development.*

3 *(b) Research also supports two promising professional*
4 *development practices—instructional coaching and professional*
5 *learning communities.*

6 *(1) Instructional coaching involves using experienced and*
7 *trained teachers to provide content-focused professional*
8 *development. When employed and supported effectively,*
9 *instructional coaching enhances school district professional*
10 *development systems by providing personnel with sustained,*
11 *targeted support to help them build knowledge, improve*
12 *practices, and promote pupil achievement.*

13 *(2) Professional learning communities bring the entire group*
14 *of school professionals together for learning within a supportive,*
15 *self-created community and promote collaborative relationships*
16 *among all professionals in the school community, including*
17 *teachers, school administrators, and other key stakeholders who*
18 *meet on a regular basis to share content knowledge, review pupil*
19 *data, and monitor pupil progress.*

20 **SECTION 1.**

21 *SEC. 2.* Chapter 3.31 (commencing with Section 44710) is
22 added to Part 25 of the Education Code, to read:

23
24 **CHAPTER 3.31. CALIFORNIA TEACHER LEADERSHIP**
25 **PILOT PROGRAM**
26

27 44710. This chapter shall be known and may be cited as the
28 California Teacher Leadership *Pilot* Program.

29 44711. For purposes of this chapter, the following definitions
30 apply:

31 (a) “Instructional coach” means an experienced teacher who
32 has received training on methods of leading other teachers
33 through professional development programs ~~focused~~ *focused* on
34 teaching academic content standards.

35 (b) “Experienced teacher” means a person who holds a valid
36 teaching credential issued by the Commission on Teacher
37 Credentialing, has been employed ~~for at least five years~~ on a
38 full-time basis in a public school that offers kindergarten or any
39 of grades 1 to 12, inclusive, has met the conditions of highly
40 qualified teacher under the federal No Child Left Behind Act of

1 2001 (20 U.S.C. Sec. 6301 et seq.), ~~and~~ meets local standards for
2 content expertise, *is experienced in the delivery of effective*
3 *instructional strategies, possesses in-depth knowledge of pupil*
4 *learning, and has the ability to effectively communicate with*
5 *colleagues.*

6 (c) “Training curriculum” means materials appropriate for use
7 in training experienced teachers to become instructional coaches
8 *and approved by the state board.*

9 (d) “Local educational agency” means a school district, ~~county~~
10 ~~office of education~~, state special school, or charter school *that is*
11 *a school or only has schools that are ranked in deciles 1 to 3,*
12 *inclusive, of the Academic Performance Index.*

13 (e) “Professional development provider” means an entity that
14 *was approved by the state board to provide professional*
15 *development in instructional coaching and to provide technical*
16 *assistance to experienced teachers for whom they provided*
17 *training.*

18 44712. (a) The California Teacher Leadership *Pilot Program*
19 is hereby established to provide funding to local educational
20 agencies for purposes of training experienced teachers to become
21 instructional coaches *in an effort to support local schoolwide*
22 *improvement programs by building capacity for professional*
23 *development.*

24 (b) A local educational agency that maintains kindergarten or
25 any of grades 1 to 12, inclusive, is eligible to apply to the
26 Superintendent for funding in order to train experienced teachers
27 to become instructional coaches pursuant to this chapter.

28 ~~(e) In order to apply for the initial 50 percent of the funding~~
29 ~~described in subdivision (c) of Section 44713, a local educational~~
30 ~~agency shall submit to the state board a proposal, that is signed~~
31 ~~by the appropriate agency official and approved by the governing~~
32 ~~body of the agency in a public session, to provide, or to contract~~
33 ~~with another local educational agency to provide, using training~~
34 ~~curriculum approved by the state board pursuant to subdivision~~
35 ~~(b) of Section 44714, a specified number of experienced teachers~~
36 ~~in its constituent schools with 40 hours of initial instructional~~
37 ~~coach training that is based on all of the following:~~

38 ~~(1) Research-based instructional coaching strategies that are~~
39 ~~aligned with the overall vision and professional development~~
40 ~~programs of the local educational agency.~~

1 ~~(2) Academic content standards in mathematics,~~
2 ~~English-language arts, science, and social science, and associated~~
3 ~~curriculum frameworks, adopted by the state board.~~

4 ~~(3) Instructional strategies to teach academic content in ways~~
5 ~~that address the varied learning needs of pupils, with special~~
6 ~~emphasis on English language learners and individuals with~~
7 ~~exceptional needs.~~

8 ~~(4) Approaches to effective adult learning, including effective~~
9 ~~communication skills and collaborative models of learning.~~

10 ~~(5) The California Standards for the Teaching Profession, as~~
11 ~~adopted by the Commission on Teacher Credentialing in January~~
12 ~~of 1997.~~

13 ~~(6) The STAR program pursuant to Article 4 (commencing~~
14 ~~with Section 60640) of Chapter 5 of Part 33, specifically~~
15 ~~provisions that focus on analyzing data for purposes of impacting~~
16 ~~teaching practice and increasing pupil academic achievement~~
17 ~~through differentiated instruction.~~

18 *(c) In order to receive year one funding described in*
19 *subdivision (c) of Section 44713, a local educational agency*
20 *shall submit to the state board an application that is signed and*
21 *approved by its governing body in a public session that includes*
22 *the following:*

23 *(1) Assurance that the local educational agency will contract*
24 *with a professional development provider to provide, using the*
25 *training curriculum approved by the state board pursuant to*
26 *subdivision (b) of Section 44716, a specified number of*
27 *experienced teachers in the schools within its jurisdiction that*
28 *are ranked in deciles 1 to 3, inclusive, of the Academic*
29 *Performance Index with 40 hours of instructional coach training.*

30 *(2) Assurance that the local educational agency will provide*
31 *technical assistance to each of its instructional coaches in years*
32 *one through three of the program, in collaboration with the*
33 *professional development provider it contracted with to provide*
34 *the instructional coach training pursuant to paragraph (1).*

35 *(3) Assurance that the local educational agency will provide*
36 *five hundred dollars (\$500) per instructional coach during the*
37 *third year of implementation of the program for 40 hours of*
38 *teacher leadership services.*

39 *(4) Assurance that each of the instructional coaches of the*
40 *local educational agency will provide 40 hours of teacher*

1 *leadership services including, but not limited to, direct coaching*
2 *of instruction, leading collegial discussions on effective*
3 *instructional strategies, and staff development on data analysis.*

4 (5) *A definition of the roles and responsibilities of a teacher*
5 *leader regarding improvement in schools pursuant to this*
6 *chapter.*

7 (d) *In order to receive year two funding, the remaining 50*
8 *percent of the funding described in subdivision (c) of Section*
9 *44713, a local educational agency that has been approved*
10 *pursuant to paragraph (2) of subdivision (c) of Section 44713*
11 *shall submit to the state board a statement, signed by the*
12 *appropriate agency official and approved by the governing body*
13 *of the agency in a public session, that includes—both of the*
14 *following:*

15 (1) *Certification that each of the instructional coaches of the*
16 *local educational agency provided 40 hours of teacher*
17 *leadership services including, but not limited to, direct coaching*
18 *of instruction, leading collegial discussions on effective*
19 *instructional strategies, and staff development on data analysis.*

20 (2) *Certification that the local educational agency provided*
21 *each instructional coach with professional development, in*
22 *collaboration with the professional development provider it*
23 *contracted with to provide the instructional coach training.*

24 (e) *In year three of the program, a local educational agency*
25 *that has been approved pursuant to paragraph (2) of subdivision*
26 *(c) of Section 44713 shall submit to the state board a statement,*
27 *signed by the appropriate agency official and approved by the*
28 *governing body of the agency in a public session, that includes*
29 *the following:*

30 (1) *Certification that the local educational agency provided*
31 *each of its instructional coaches with five hundred dollars (\$500)*
32 *of incentive funding.*

33 (2) *Certification that the local educational agency provided*
34 *professional development support, in collaboration with the*
35 *professional development provider it contracted with to provide*
36 *the instructional coach training, to each of its instructional*
37 *coaches.*

38 (3) *Certification that each instructional coach of the local*
39 *educational agency provided 40 hours of teacher leadership*
40 *services including, but not limited to, direct coaching of*

1 *instruction, leading collegial discussions on effective*
2 *instructional strategies, and staff development on data analysis.*

3 ~~(1) Certification that it provided, or contracted with another~~
4 ~~local educational agency that provided, the 40 hours of initial~~
5 ~~instructional coach training described in subdivision (c).~~

6 ~~(2) A proposal to provide, or to contract with another local~~
7 ~~educational agency to provide, a specified number of~~
8 ~~instructional coaches with 80 hours of instructional coach~~
9 ~~professional development based on all of the elements described~~
10 ~~in paragraphs (1) to (6), inclusive, of subdivision (c).~~

11 ~~(e) Upon providing the 80 hours of instructional coach~~
12 ~~professional development described in paragraph (2) of~~
13 ~~subdivision (d), a local education agency shall submit to the state~~
14 ~~board a statement, signed by the appropriate agency official and~~
15 ~~approved by the governing body of the agency in a public~~
16 ~~session, that certifies that it provided, or contracted with another~~
17 ~~local educational agency that provided, the 80 hours of~~
18 ~~professional development.~~

19 44713. (a) The Superintendent, with the approval of the state
20 board, shall administer this chapter.

21 (b) The Superintendent, upon appropriation of funding for
22 purposes of this chapter in the annual Budget Act, shall notify
23 local educational agencies of the availability of funds to be
24 ~~allocated~~ *awarded* over a period of three fiscal years. The
25 Superintendent shall also notify local educational agencies that
26 the maximum amount of funding per experienced teacher is two
27 thousand five hundred dollars (\$2,500). ~~In each of the three fiscal~~
28 ~~years, the Superintendent shall allocate one-third of the amount~~
29 ~~of funding appropriated in order to provide training and~~
30 ~~professional development to 7,000 experienced teachers and~~
31 ~~instructional coaches per fiscal year.~~ *In the first fiscal year of the*
32 *awards, the Superintendent shall allocate two million dollars*
33 *(\$2,000,000), in order to provide training and professional*
34 *development to 800 experienced teachers. In the second fiscal*
35 *year of the awards, the Superintendent shall allocate four million*
36 *dollars (\$4,000,000), in order to provide training and*
37 *professional development to 1,600 experienced teachers. In the*
38 *third fiscal year of the awards, the Superintendent shall allocate*
39 *four million dollars (\$4,000,000), in order to provide training*

1 *and professional development to an additional 1,600 experienced*
2 *teachers.*

3 (c) (1) The Superintendent shall review proposals submitted
4 pursuant to subdivision (c) of Section 44712 and recommend
5 local educational agencies to the state board to receive funding.
6 The Superintendent shall award two thousand five hundred
7 dollars (\$2,500) of funding per experienced teacher or
8 instructional coach who participates in initial instructional coach
9 training or instructional coach professional development, as
10 described in subdivisions (c) and (d) of Section 44712, to each
11 local educational agency that is approved by the state board,
12 subject to the limitations specified in paragraphs (2) and (3).

13 (2) Based on the recommendations of the Superintendent
14 pursuant to paragraph (1), the state board shall review and
15 approve proposals submitted by local educational agencies
16 pursuant to subdivision (c) of Section 44712. The Superintendent
17 shall allocate the initial 50 percent of the funding for which a
18 local educational agency is eligible upon approval by the state
19 board of the proposal for that agency.

20 (3) The state board shall review and approve statements
21 submitted by local educational agencies pursuant to subdivision
22 (d) of Section 44712. The Superintendent shall allocate the
23 remaining 50 percent of the funding for which a local educational
24 agency is eligible upon approval by the state board of the
25 statement for that agency.

26 (d) In the second and third fiscal years that funding is
27 available as described in subdivision (b), the Superintendent shall
28 allocate funding according to the following order of priority:

29 (1) First priority shall be given to local educational agencies
30 that did not receive funding in the prior fiscal year due to an
31 insufficient appropriation of funds for purposes of this chapter in
32 the annual Budget Act for that fiscal year.

33 (2) Second priority shall be given to local educational agencies
34 that did not exceed the maximum amount of funding per
35 experienced teacher or instructional coach described in
36 subdivision (b) in providing initial training or professional
37 development in the prior fiscal year.

38 (3) Third priority shall be given to local educational agencies
39 that exceeded the maximum amount of funding per experienced
40 teacher instructional coach described in subdivision (b) in

1 providing initial training or professional development in the prior
2 fiscal year.

3 (e) A local educational agency that receives funding pursuant
4 to this section may use no more than one thousand five hundred
5 dollars (\$1,500) of the maximum amount of funding per
6 experienced teacher or instructional coach described in
7 subdivision (b) to provide an individual teacher stipend.

8 (f) It is the intent of the Legislature that, in the event that a
9 local educational agency does not expend any of the funds it
10 receives pursuant to this chapter during any of the three fiscal
11 years, those funds be reallocated to a local educational agency
12 that has expended funds pursuant to this chapter during that fiscal
13 year. It is further the intent of the Legislature that, if funds are
14 reallocated pursuant to this subdivision, funding in subsequent
15 fiscal years for the affected local educational agencies be
16 adjusted to reflect the reallocation.

17 *44714. A professional development provider with which a*
18 *local educational agency contracts pursuant to this chapter shall*
19 *provide each participating experienced teacher with the*
20 *following:*

21 *(a) Forty hours of instructional coach training using*
22 *curriculum approved by the state board pursuant to subdivision*
23 *(b) of Section 44716.*

24 *(b) Professional development support, in collaboration with*
25 *the applicable local education agency, for the three years of the*
26 *program.*

27 *44715. The training curriculum approved by the state board*
28 *pursuant to subdivision (b) of Section 44716 shall be based on all*
29 *of the following:*

30 *(a) Research-based instructional coaching strategies that are*
31 *aligned with the overall vision and professional development*
32 *programs of the local educational agency.*

33 *(b) Academic content standards in mathematics,*
34 *English-language arts, science, and social science, and*
35 *associated curriculum frameworks, adopted by the state board.*

36 *(c) Instructional strategies to teach academic content in ways*
37 *that address the varied learning needs of pupils, with special*
38 *emphasis on English language learners and pupils who are*
39 *individuals with exceptional needs.*

1 (d) *Approaches to effective adult learning, including effective*
2 *communication skills and collaborative models of learning.*

3 (e) *The California Standards for the Teaching Profession, as*
4 *adopted by the Commission on Teacher Credentialing in January*
5 *of 1997.*

6 (f) *The STAR Program pursuant to Article 4 (commencing*
7 *with Section 60640) of Chapter 5 of Part 33, specifically*
8 *provisions that focus on analyzing data for purposes of impacting*
9 *teaching practice and increasing pupil academic achievement*
10 *through differentiated instruction.*

11 ~~44714.~~

12 44716. (a) The Superintendent shall promulgate, subject to
13 approval and adoption by the state board, regulations for the
14 implementation and monitoring of the provisions of this chapter.

15 (b) The Superintendent shall recommend, subject to approval
16 by the state board, training curriculum for use in providing the
17 training described in subdivision (c) of Section 44712.

18 ~~44715.~~

19 44717. (a) The Superintendent, subject to approval by the
20 state board, shall perform program compliance audits of each
21 local educational agency that receives funding pursuant to this
22 chapter. It is the intent of the Legislature that the audits required
23 by this subdivision be performed in accordance with Chapter 3
24 (commencing with Section 14500) of Part 9 and Section 41020.

25 (b) If it is determined as a result of a program compliance
26 audit performed pursuant to subdivision (a) that a local
27 educational agency, or ~~another local educational agency~~ a
28 *professional development provider* with whom it contracted,
29 provided initial training and professional development to fewer
30 experienced teachers and instructional coaches than the number
31 of teachers and coaches for which it received funding pursuant to
32 subdivision (c) of Section 44713, the Superintendent shall
33 withhold an amount equal to the difference from the next
34 monthly principal apportionment payment for that agency.

35 (c) If it is determined as a result of a program compliance
36 audit performed pursuant to subdivision (a) that a local
37 educational agency, or ~~another local education agency~~ a
38 *professional development provider* with whom it contracted,
39 provided initial training or professional development that is not
40 in accordance with the elements described in ~~paragraphs (1) to~~

1 ~~(6), inclusive, of subdivision (c) of Section 44712 subdivisions~~
2 ~~(a) to (f), inclusive, of Section 44715,~~ the Superintendent shall
3 withhold an amount equivalent to the number of experienced
4 teachers and instructional coaches who received inadequate
5 training and professional development from the next monthly
6 principal apportionment payment for that agency.

7 (d) The state board shall establish a procedure in which local
8 educational agencies can appeal audit determinations pursuant to
9 this section and in which the state board may, in hearing and
10 deciding an appeal, reduce or eliminate the amount to be
11 withheld pursuant to subdivision (b) or (c) if it determines that
12 the local educational agency was in substantial compliance with
13 the relevant provisions of this chapter.

14 ~~44716:~~

15 ~~44718.~~ (a) By January 1, 2008, the department, subject to
16 review and approval by the state board, shall prepare and submit
17 to the Legislature a report regarding the program established
18 pursuant to this chapter. The report shall, at a minimum, include
19 all of the following:

20 (1) The number of experienced teachers and instructional
21 coaches, by credential type, who have received initial
22 instructional coach training and instructional coach professional
23 development pursuant to subdivisions (c) and (d) of Section
24 44712.

25 (2) ~~The local educational agencies~~ *professional development*
26 *providers* that have received funds *through local educational*
27 *agencies* pursuant to this chapter and the number of experienced
28 teachers from each of those agencies who received initial
29 instructional coach training and instructional coach professional
30 development *from each of those providers* pursuant to
31 subdivisions (c) and (d) of Section 44712.

32 (3) Information detailing the overall effectiveness of the
33 program established pursuant to this chapter. This information
34 shall, at a minimum, incorporate survey data concerning program
35 effectiveness gathered from program participants and school
36 principals.

37 (b) ~~By July 1, 2008~~ *January 1, 2009*, the department, subject
38 to review and approval by the state board, shall prepare and
39 submit to the Legislature a second updated report that includes

1 all of the elements described in paragraphs (1) to (3), inclusive,
2 of subdivision (a).
3 ~~44717.~~
4 *44719.* This chapter shall become inoperative on July 1,
5 2009, and, as of January 1, 2010, is repealed, unless a later
6 enacted statute, that becomes operative on or before January 1,
7 2010, deletes or extends the dates on which it becomes
8 inoperative and is repealed.